Attorney's Docket No.: 42390.P9874 Application Number: 09/752,576

PATENT

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION (FOR INTEL CORPORATION PATENT APPLICATIONS)

As a below named inventor, I hereby declare that:

the specification of which

My residence, mailing address, and citizenship are as stated below, next to my name.

I believe I am the original and first inventor (if only one name is listed below) or an original and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

MECHANISM FOR INITIATING AN IMPLICIT WRITE-BACK IN RESPONSE TO A READ OR SNOOP OF A MODIFIED CACHE LINE

is attached h			
X was filed on			as
	ited States Application 1		
	PCT International Appli	cation Number	
and	l was amended on	(if applicable)	•
		(II applicable)	
I hereby state that I have revie the claim(s), as amended by an			ed specification, including
I do not know and do not belied America before my invention to before my invention thereof on that the claimed invention was prior to this application, nor do an inventor's certificate issued America on an application file utility patent application) or si I acknowledge the duty to disc 1.56, including for continuation the filing date of the prior app	thereof, or patented or d r more than one year prices in public use or on sale to I know or believe that before the date of this a d by me or my legal rep ix months (for a design processed all information which on-in-part applications, n	escribed in any printed publicator to this application. I do not in the United States of Americathe invention has been patente application in any country foreign resentatives or assigns more that the transfer of the prior to this chis material to patentability anaterial information which become to the secretary of the patentability anaterial information which become to this prior to the patentability anaterial information which become the prior to the patentability and the patent	know and do not believe ca more than one year and or made the subject of ign to the United States of an twelve months (for a application. as defined in 37 CFR ame available between
part application.	·		
I hereby claim foreign priority application(s) for patent, or in international application which below and have also identified certificate(s), or any PCT inter priority is claimed:	ventor's or plant breeder h designated at lease one l below, any foreign app	's rights certificate(s), or 365(e country other than the United lication for patent, inventor's of	a) of any PCT States of America, listed plant breeder's rights
priority is claimed.	•		Priority
Prior Foreign Application(s)			Claimed
(Number)	(Country)	(Day/Month/Year File	d) Yes No



(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

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Send correspondence to <u>Libby H. Hope, Intel Corp.</u>
(Name of Attorney or Agent)

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP, 12400

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP, 12400 Wilshire Boulevard, 7th Floor, Los Angeles, California 90025 and direct telephone calls to Libby H. Hope, Intel Corp., (949) 498-0601.

(Name of Attorney or Agent)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Attorney's Docket No.: 42390.P9874

Application Number: 09/752,576

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Title 37, Code of Federal Regulations, Section 1.56 Duty to Disclose Information Material to Patentability

- (a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclosure information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclosure all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:
 - (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made or record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.